

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

DAVID CARL PHELPS,	)	8:14CV151
	)	
Petitioner,	)	
	)	
v.	)	ORDER
	)	
MARIO PEART, Warden,	)	
	)	
Respondent.	)	
	)	

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IT IS ORDERED that Petitioner's unopposed motion for extension of time (Filing No. [32](#)) is granted, and the case shall progress as follows:

1. Petitioner shall have until March 28, 2016, to file a brief in response to Respondent's initial brief (Filing No. [23](#)).
2. Respondent shall file a reply within 30 days after filing and service of Petitioner's brief.
3. No discovery shall be undertaken without leave of court.
4. Petitioner's motion for hearing (Filing No. [29](#)) is deemed withdrawn, and is denied without prejudice.

DATED this 28<sup>th</sup> day of January, 2016.

BY THE COURT:

*Richard G. Kopf*  
Senior United States District Judge